GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – IMS & VIG – Disciplinary action initiated against Sri P.K.Ramanaidu, the then Assistant Commissioner of Labour, Ananthapur (Retd.)for failing discharge his official duties and thereby committed dereliction of duties - Finalization of Disciplinary proceedings - Further action dropped – orders –Issued.

LABOUR FACTORIES, BOILERS & INSURANCE MEDICAL SERVICES (IMS & VIG) DEPARTMENT

G.O.RT.No. 399 Dated: 01-06-2020.

Read the following

1. G.O.Rt.No.1512, LET&F (Vig) Department, Dated 19.10.2009.
2. G.O.Rt.No.1513, LET&F (Vig) Department, Dated 19.10.2009.
3. G.O.Rt.No. 903, LET&F (Vig) Department, Dated 21.05.2011.
4. G.O.Rt.No. 904, LET&F (Vig) Department, Dated 21.05.2011.
5. G.O.Rt.No. 282, LET&F (Vig) Department, Dated 25.05.2015
6. G.O.Rt.No. 283, LET&F (Vig) Department, Dated 25.05.2015.
7. Representation dated 24-08-2019 of Sri P.K.Rama Naidu, Asst.Commissioner of Labour (Retd).
8. Enquiry report of the Joint Commissioner of Labour, Kurnool,Lr.No.A/ 2273/2011,dated 22.11.2019.
9. From the Spl.Commissioner of Lobour, Lr.No.A/14158/2008,Dt.06.01.2020.

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ORDER

Whereas, in the reference 1st & 2nd read above, disciplinary proceedings were initiated against Sri P.K.Ramanaidu, Asst.Commissioner of Labour,(Retd), while working as Assistant Commissioner of Labour, Ananthapur from 25.02.2006 to 31.05.2008 for inordinate delay in allowing the petitions filed by the dependents of the deceased and the injured workmen of Lime Stone Mine situated in Kristipadu Village of Peddavadugur Mandal and under Workmen Compensation Act and failed to discharge his official duties and thereby failed to maintain absolute integrity in violation of A.P.C.S (Conduct) Rules, 1964. Therefore, article of charges were issued against him under A.P.C.S (CC&A) Rules 1991, vide reference 1st & 2nd read above, with a direction to submit his written statement of defense within (15) Days. The Charged Officer has not submitted his written statement of defense.

2. And whereas, In the reference 3rd & 4th read above, Government have appointed Sri Ch.V.Ramana, the then JCL, Kurnool as Enquiry Officer and Sri R.V. Janardhan Rao, DCL, Anantapur, as Presenting Officer to conduct regular enquiry on the charges framed against the Charged Officer. Subsequent to the retirement of Enquiry Officer, Sri Ch.V.Ramana, Joint Commissioner of Labour, the Govt., appointed the Joint Commissioner of Labour, Kurnool by designation as Inquiry Authority and also appointed a presenting officer vide reference 5th & 6th above to conduct Enquiry and submit report.

3. In the reference 7th read above, Sri K.RamaNaiudu, has submitted a representation stating that after putting 32 ½ years of service in the Labour Department, he retired from service on 31.05.2008 as Asst.Commissioner of Labour. He has also stated that during his entire service there was no disciplinary action initiated against him, and after his retirement charges were framed against him due which he has not been getting full pension. He has therefore requested to drop further action against him and sanction 100% pension, as he has been facing severe health problems.

(P.T.O)

4. In the reference 8th read above, the enquiry officer while submitting his enquiry report has stated that the applicants in the said case approached the Hon'ble District Legal Service Authority, Ananthapur and the authority disposed the cases on 26.06.2003 i.e. prior to the date of filing of the above applications and received amounts from opposite parties for full and final settlement in respect of Case Nos.18/2007,19/2007,20/2007 and 21/2007.Further, the Workmen Compensation Case No.16/2007 and 17/2007 were disposed off on the ground that, the joint memo was filed on 03.12.2008 on behalf of applicants and opposite Party stating that the cases were settled out of court as full and final settlement for Rs. 4,500/- and Rs. 1,500/- respectively and the applicants has affixed signature thereon and received amounts. Therefore, the above said (6) cases were disposed and the applicants received money from the Opposite parties. Further, with regard to CMA Nos. 333/ 2009,360/2009 and 363/2009 pending before the Hon'ble High Court of A.P., the Asst.Commissioner Labour, Ananthapur and Authority under Workmen Compensation Act is not a party in the said cases. Hence, the Joint Commissioner of Labour, Kurnool who is the Enquiry Officer has requested to consider Enquiry Report and to release pensionery benefits to the individual on humanitarian grounds as there is no will full fault on the part of the individual Therefore the Enquiry Authority has opinioned that the case be closed and no further action is required in the matter as all cases disposed on 02.02.2009.

5. And whereas, In the reference 9th read above the Spl. Commissioner of Labour, while furnishing the enquiry report of the Enquiry Officer & Joint Commissioner of Labour, Kurnool, on the article of charges framed against the Charged Officer has stated that the charges framed against the individual are not proved and therefore requested to consider the request of the individual for release of pensionary benefits, as there is no will full fault on the part of the individual and the workers have already get compensation.

6. Govt. after detailed examination of the entire matter, Govt., have decided and here by order to drop further action against Sri P.K.Ramanaidu, Assistant Commissioner of Labour(Rtd), and release all pensionery benefits due to the individual,as the chares framed against him are not proved.

7. The Spl.Commissioner of labour, A.P.,Vijayawada, shall take necessary further action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.UDAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Special Commissioner of Labour, Andhra Pradesh, Vijayawada,
The Joint Commissioner of Labour, Kurnool through the Commissioner of Labour, Andhra Pradesh, Vijayawada.
Sri P.K.Ramanaidu, Assistant Commissioner of Labour, (Retd.) through the Spl.Commissioner of Labour, Andhra Pradesh, Vijayawada.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER.